

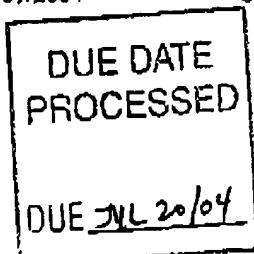


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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/788,466	03/01/2004	Steven Louis Shafer	31167-2023

33721
 TORYS LLP
 79 WELLINGTON ST. WEST
 SUITE 3000
 TORONTO, ON M5K 1N2
 CANADA



CONFIRMATION NO. 9229
 FORMALITIES LETTER



Date Mailed: 05/20/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - Numbers, letters, and reference characters on the drawings must measure at least 0.32 cm (1/8 inch) in height. See Figure(s) 6-11, 14-18.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

07/22/2004 AWONDAF1 00000082 10788466

01 FC:2051

65.00 0P



Replies should be mailed to: Mail Stop Missing Parts
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*A copy of this notice **MUST** be returned with the reply.*

W
Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 1 - ATTORNEY/APPLICANT COPY



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Date July 20, 2004 Ref: 31167-2023/100840
 From Dolly Kao Direct Tel 416.865.7694
 Page(s) 121 (including this cover page)

Recipient	Fax Number	Tel Number
OIPE - Customer Service MAIL STOP MISSING PARTS	1-703-746-4060	

Comments These pages are being hand delivered with other papers, including a covering letter addressed to the Official Draftsperson. In the event that the hand delivered copy is incomplete, we are hereby faxing the documents which we believe might be missing. These documents are:

Cover letter to USPTO
Declaration;
Original Specification;
Fee Transmittal form;
Credit Card form;
Revised Drawings; and
Notice to File Missing Parts

Certificate of Transmission
 I hereby certify that this correspondence is being facsimile transmitted to the United States Patent And Trademark Office, fax number 1-703-746-4060, on July 20, 2004.

Dolly Kao, Registration Number 44,451

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File No. 31167-2023

UNITED STATES

TORYS LLP

Title: OPIOID DELIVERY SYSTEM

Inventor: SHAFER, Steve Louis; HUNG, Orlando Ricardo; PLIURA, Diana
Helen



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Steven Louis SHAVER et al.	Art Unit:	1614
Appl. No.:	10/788,466	Examiner:	Unassigned
Filed:	March 1, 2004	Docket No.:	31167-2023
Title:	OPIOID DELIVERY SYSTEM		

July 20, 2004

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 Alexandria, VA 22313-1450

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION
 FILED UNDER 37 C.F.R. 1.53(b) - FILING DATE GRANTED**

Sir:

This is in response to the NOTICE TO FILE MISSING PARTS OF
 NONPROVISIONAL APPLICATION FILED UNDER 37 C.F.R. 1.53(b) - FILING DATE
 GRANTED dated May 20, 2004 (copy enclosed).

Please find enclosed a properly signed Declaration as executed by the inventors, Steven Louis SHAVER, Orlando Ricardo HUNG and Diana Helen PLIURA. Also, enclosed is a Fee Transmittal form for payment of the \$65.00 surcharge for late filing of the Declaration. Please charge any fee deficiency or credit any overpayment to Deposit Account No. 50-2651.

Please amend the application as follows:

PTO/SB/17 (10-03)

Approved for use through 07/31/2006. OMB 0851-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

OIE
JUL 20 2004
PATENT & TRADEMARK OFFICE

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 65.00)

Complete If Known

Application Number	10/788,466
Filing Date	March 1, 2004
First Named Inventor	Stephen Louis SHAFER et al.
Examiner Name	
Art Unit	
Attorney Docket No.	31167-2023

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

 Deposit Account:

Deposit Account Number

502651

Deposit Account Name

Torys LLP

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee (\$)	Fee Code (\$)	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	66	Surcharge - late filing fee or oath	65.00
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1063	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,930	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2001	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 65.00)

(Complete if applicable)			
Name (Print/Type)	Dolly Kao	Registration No. (Attorney/Agent)	44,451
Signature		Telephone	416.865.7694
		Date	July 20, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450.